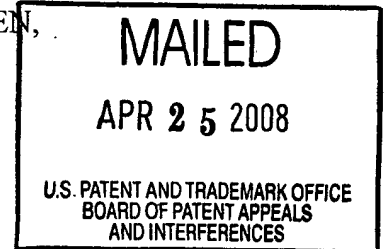


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: STEVEN T. KANEFSKY, MICHAEL KOCHHEISEN,
DAVID P. KORMANN AND BERNARD S. RINGER

Application No. 09/801,635



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on April 4, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below.

INFORMATION DISCLOSURE STATEMENT

Appellant filed Information Disclosure Statement (IDS) dated January 30, 2004. There is no indication on the record that the Examiner has signed the above Information Disclosure Statements. MPEP § 609 requires the Examiner to consider any Information Disclosure Statement filed by Applicant if timely submitted. A written communication notifying appellant of the Examiner's consideration of the above Information Disclosure Statement is required.

CONCLUSION

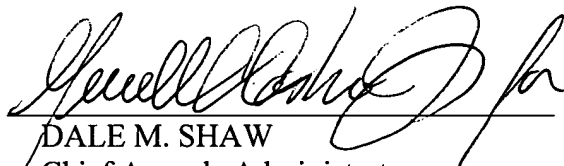
Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) consider the Information Disclosure Statement dated January 30, 2004; and
- 2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By:


DALE M. SHAW
Chief Appeals Administrator
(571) 272-9797

DMS/tsj

cc: WOODCOCK WASHBURN LLP
CIRA CENTRE 12th Floor
2929 ARCH STREET
PHILADELPHIA, PA 19104-2891